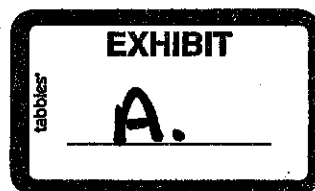


(Updated April 9, 2019)

Case Number	Title	Date Filed	Due Date	Prior Listing	Firm Name
0:18-cv-02394-JNE-DTS	Block, William v. 3M Company et al	8/15/2018	11/13/2018	12/14/2018 1/11/2019 2/15/2019 3/15/2019	Law Offices of Travis Walker, PA



Yellow highlighting indicates that the case was previously listed per PTO 14 (Dkt. No. 117).

Pink highlightig Indicates that the case is subject to Defendants' Pending Motion to Dismiss (Dkt. No. 1828).

(Updated April 9, 2019)

Case Number	Title	Final Deficiency Sent	Prior Listing	Firm Name
0:15-cv-03950-JNE-DTS	LeBlanc, John (Shirley Thibodeaux) v. 3M Company et	10/8/2018	12/14/2018 1/11/2019 2/15/2019 3/15/2019	Law Offices of Travis Walker, PA
0:18-cv-00856-JNE-DTS	Negron, Angel v. 3M Company et al	2/6/2019	3/15/2019	The Law offices of Travis R. Walker, P.A.

Yellow highlighting indicates that the case was previously listed per PTO 14 (Dkt. No. 117).

Pink highlightig Indicates that the case is subject to Defendants' Pending Motion to Dismiss (Dkt. No. 1828).



Valerie Marshall <valerietrwlaw@gmail.com>

Bair Hugger PFS Issues

4 messages

Wendy Thayer <wendy@pritzkerlaw.com>

Tue, Mar 12, 2019 at 5:51 PM

To: Travis Walker <traviswalker@gmail.com>, "Travis R. Walker (traviswalker@traviswalkerlaw.com)" <traviswalker@traviswalkerlaw.com>, Valerie Marshall <valerie@traviswalkerlaw.com>, Valerie Marshall <valerietrwlaw@gmail.com>, "rebeckastrum@traviswalkerlaw.com" <rebeckastrum@traviswalkerlaw.com>, "rebeckastrumtrwlaw@gmail.com" <rebeckastrumtrwlaw@gmail.com>

Counsel,

Your firm is listed on the attached spreadsheets for overdue PFS and persistent deficiencies. It is imperative that you cure the issues via the portal as soon as possible. Once you have served/cured the PFS via the portal, please send an email to defense counsel, Ben Hulse at bhulse@blackwellburke.com and Ted Hartman at thartman@blackwellburke.com, informing them that you have cured the issues and copy us on the email. If you believe any cases listed should not be included on the spreadsheet please email Mr. Hulse as soon as possible.

Please note that if your case is highlighted in yellow this means it was previously listed on the spreadsheet. If your case is highlighted in pink this means your case is listed on Defendants' Pending Motion to Dismiss.



Pritzker Hageman, P.A.
ATTORNEYS

Wendy Thayer

Paralegal

Pritzker Hageman, P.A.

PWC Plaza Building

Suite 2950

45 South Seventh Street

Minneapolis, MN 55402-1652

Direct: (612) 367-8339

Office: (612) 338-0202

Fax: (612) 338-0104




Toll-Free: (888) 377-8900

Email: wendy@pritzkerlaw.com

2 attachments

 **Copy of 1 Bair Hugger MDL 2666 -- Overdue Plaintiff Fact Sheets (3.12.19).xlsx**
12K

 **Copy of 3 Bair Hugger MDL 2666 -- Persistent Deficiencies (3.12.19).xlsx**
13K

Valerie Marshall <valerie@traviswalkerlaw.com>

Thu, Mar 21, 2019 at 5:32 PM

To: Wendy Thayer <wendy@pritzkerlaw.com>, thartman@blackwellburke.com, Travis Walker <traviswalker@gmail.com>

Good Afternoon,
The reported deficiency for Peebles, Lawrence has been cured and refiled through the BH Portal.
Thank you
[Quoted text hidden]

Valerie Marshall
Paralegal



1235 SE Indian Street Ste. 101
Stuart, FL 34997
P: 772-708-0952
F: 772-673-3738

valerie@traviswalkerlaw.com
www.traviswalkerlaw.com

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Wendy Thayer <wendy@pritzkerlaw.com>

Thu, Mar 21, 2019 at 8:14 PM

To: Valerie Marshall <valerie@traviswalkerlaw.com>

Cc: "thartman@blackwellburke.com" <thartman@blackwellburke.com>, Travis Walker <traviswalker@gmail.com>

Make sure to send defense counsel an email letting them know you cured it. Have a good evening.

Wendy

Sent from my iPhone

On Mar 21, 2019, at 4:34 PM, Valerie Marshall <valerie@traviswalkerlaw.com> wrote:

Good Afternoon,
The reported deficiency for Peebles, Lawrence has been cured and refiled through the BH Portal.
Thank you

On Tue, Mar 12, 2019 at 5:51 PM Wendy Thayer <wendy@pritzkerlaw.com> wrote:

Counsel,

Your firm is listed on the attached spreadsheets for overdue PFS and persistent deficiencies. It is imperative that you cure the issues via the portal as soon as possible. Once you have served/cured the PFS via the portal, please send an email to defense counsel, Ben Hulse at bhulse@blackwellburke.com and Ted Hartman at thartman@blackwellburke.com, informing them that you have cured the issues and copy us on the email. If you believe any cases listed should not be included on the spreadsheet please email Mr. Hulse as soon as possible.

Please note that if your case is highlighted in yellow this means it was previously listed on the spreadsheet. If your case is highlighted in pink this means your case is listed on Defendants' Pending Motion to Dismiss.

<image001.png>

[Quoted text hidden]

[Quoted text hidden]



Pritzker Hageman, P.A. image001.png
ATTORNEYS 11K

Valerie Marshall <valerie@traviswalkerlaw.com>

To: scott@traviswalkerlaw.com

Tue, May 28, 2019 at 3:11 PM

[Quoted text hidden]

[Quoted text hidden]

2 attachments

Copy of 1 Bair Hugger MDL 2666 -- Overdue Plaintiff Fact Sheets (3.12.19).xlsx
12K

Copy of 3 Bair Hugger MDL 2666 -- Persistent Deficiencies (3.12.19).xlsx
13K



Valerie Marshall <valerietrwlaw@gmail.com>

Bair Hugger PFS Issues

7 messages

Wendy Thayer <wendy@pritzkerlaw.com>

Mon, Apr 15, 2019 at 2:03 PM

To: "Travis R. Walker (traviswalker@traviswalkerlaw.com)" <traviswalker@traviswalkerlaw.com>, Travis Walker <traviswalker@gmail.com>, Valerie Marshall <valerie@traviswalkerlaw.com>, Valerie Marshall <valerietrwlaw@gmail.com>, "rebeckastrum@traviswalkerlaw.com" <rebeckastrum@traviswalkerlaw.com>, "rebeckastrumtrwlaw@gmail.com" <rebeckastrumtrwlaw@gmail.com>

Counsel,

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Please note that if your case is highlighted in yellow this means it was previously listed on the spreadsheet. If your case is highlighted in pink this means your case is listed on Defendants' Pending Motion to Dismiss.



Pritzker Hageman, P.A.
ATTORNEYS

Wendy Thayer

Paralegal

Pritzker Hageman, P.A.

PWC Plaza Building

Suite 2950

45 South Seventh Street

Minneapolis, MN 55402-1652

Direct: (612) 367-8339

Office: (612) 338-0202


Fax: (612) 338-0104

Toll-Free: (888) 377-8900

Email: wendy@pritzkerlaw.com

2 attachments

 **Copy of 1 Bair Hugger MDL 2666 -- Overdue Plaintiff Fact Sheets (4.9.19).xlsx**
12K

 **Copy of 3 Bair Hugger MDL 2666 -- Persistent Deficiencies (4.9.19).xlsx**
14K

Travis Walker <traviswalker@traviswalkerlaw.com>

Mon, Apr 15, 2019 at 2:29 PM

To: Valerie Marshall <valerie@traviswalkerlaw.com>, "masstorts@traviswalkerlaw.com" <masstorts@traviswalkerlaw.com>

Have we taken care of Leblanc and Negron?

[Quoted text hidden]

Travis R. Walker, Esq.
Founder/Managing Attorney



1235 SE Indian Street Ste. 101
Stuart, FL 34997
P: 772-708-0952
F: 772-673-3738

traviswalker@traviswalkerlaw.com
www.traviswalkerlaw.com

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2 attachments

 **Copy of 1 Bair Hugger MDL 2666 -- Overdue Plaintiff Fact Sheets (4.9.19).xlsx**
12K

 **Copy of 3 Bair Hugger MDL 2666 -- Persistent Deficiencies (4.9.19).xlsx**
14K

Valerie Marshall <valerie@traviswalkerlaw.com>

Tue, Apr 16, 2019 at 4:13 PM

To: Wendy Thayer <wendy@pritzkerlaw.com>, thartman@blackwellburke.com

Bcc: Travis Walker <traviswalker@traviswalkerlaw.com>

Wendy and Ted ,
Good Afternoon,
We cured Negron and Leblanc in February, and advised of such.
We do not show any deficiency notices issued to us for 03/15/2019.

Please advise if we are missing something.

[Quoted text hidden]

--

Valerie Marshall
Paralegal



1235 SE Indian Street Ste. 101
Stuart, FL 34997
P: 772-708-0952
F: 772-673-3738

valerie@traviswalkerlaw.com

[Quoted text hidden]

Ted Hartman <thartman@blackwellburke.com>

Wed, Apr 17, 2019 at 3:58 PM

To: Valerie Marshall <valerie@traviswalkerlaw.com>, Wendy Thayer <wendy@pritzkerlaw.com>

Cc: Ben Hulse <BHulse@blackwellburke.com>

Hello, Valerie.

The following deficiencies remain for the referenced PFSs:

Negron (18-856): **III.1** – Did not identify the specific medical records that evidence Bair Hugger use. The PFS also says “see attached,” but no medical records have ever been provided for this plaintiff. I have attached the letter previously sent to Plaintiffs’ Liaison Counsel outlining a complete response to question III.1; **IV.7** – Pharmacy phone number is not provided; **Verification**: A newly-executed verification is required each time an amended PFS is submitted.

LeBlanc (15-3950) – **III.1** – “Proof of use” documents relate to the wrong surgical procedures (procedure allegedly causing the infection occurred on 1/3/11). **VII.2** – Decedent is making a claim for lost future wages.

Please also note that Defendants are no longer sending multiple deficiency notices for recurring deficiencies. I have also attached the letter previously sent to Plaintiffs’ Liaison Counsel outlining this policy for your reference.

Thank you,

Ted

Ted D. Hartman

Blackwell Burke P.A.
431 South Seventh Street, Suite 2500
Minneapolis, MN 55415

Direct (612) 343-3234
Fax (612) 343-3205

Licensed to practice in Minnesota, Illinois, and Nebraska.

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[Quoted text hidden]

2 attachments



Bair Hugger -- Hulse ltr to Szerlag re Plaintiff Fact Sheets and Product ID Issues (2018.11.06).pdf
771K



2018.05.17 - BWH to Szerlag re change in PFS review procedure.pdf
667K

Interpleaders Team <Interpleaders@traviswalkerlaw.com>
To: Valerie Marshall <valerie@traviswalkerlaw.com>

Mon, Apr 22, 2019 at 9:54 AM

----- Forwarded message -----

From: **Wendy Thayer** <wendy@pritzkerlaw.com>

Date: Mon, Apr 15, 2019 at 2:03 PM

Subject: Bair Hugger PFS Issues

To: Travis R. Walker (traviswalker@traviswalkerlaw.com) <traviswalker@traviswalkerlaw.com>, Travis Walker <traviswalker@gmail.com>, Valerie Marshall <valerie@traviswalkerlaw.com>, Valerie Marshall <valerietrlaw@gmail.com>, rebeckastrum@traviswalkerlaw.com <rebeckastrum@traviswalkerlaw.com>, rebeckastrumtrlaw@gmail.com <rebeckastrumtrlaw@gmail.com>

[Quoted text hidden]

--

Interpleader Team



1235 SE Indian Street Ste. 101
Stuart, FL 34997
P: 772-708-0952
F: 772-673-3738

interpleaders@traviswalkerlaw.com

[Quoted text hidden]

2 attachments



Copy of 1 Bair Hugger MDL 2666 -- Overdue Plaintiff Fact Sheets (4.9.19).xlsx
12K



Copy of 3 Bair Hugger MDL 2666 -- Persistent Deficiencies (4.9.19).xlsx

14K

Valerie Marshall <valerie@traviswalkerlaw.com>
To: scott@traviswalkerlaw.com

Wed, May 15, 2019 at 11:42 AM

Deficiency listings prior to.

----- Forwarded message -----

From: **Wendy Thayer** <wendy@pritzkerlaw.com>
Date: Mon, Apr 15, 2019 at 2:03 PM
Subject: Bair Hugger PFS Issues
To: Travis R. Walker (traviswalker@traviswalkerlaw.com) <traviswalker@traviswalkerlaw.com>, Travis Walker <traviswalker@gmail.com>, Valerie Marshall <valerie@traviswalkerlaw.com>, Valerie Marshall <valerietrwlaw@gmail.com>, rebeckastrum@traviswalkerlaw.com <rebeckastrum@traviswalkerlaw.com>, rebeckastrumtrwlaw@gmail.com <rebeckastrumtrwlaw@gmail.com>

[Quoted text hidden]

Valerie Marshall
Paralegal



1235 SE Indian Street Ste. 101
Stuart, FL 34997
P: 772-708-0952
F: 772-673-3738

valerie@traviswalkerlaw.com

[Quoted text hidden]

2 attachments

Copy of 1 Bair Hugger MDL 2666 -- Overdue Plaintiff Fact Sheets (4.9.19).xlsx
12K

Copy of 3 Bair Hugger MDL 2666 -- Persistent Deficiencies (4.9.19).xlsx
14K

Valerie Marshall <valerie@traviswalkerlaw.com>
To: scott@traviswalkerlaw.com

Tue, May 28, 2019 at 3:12 PM

Here you go

----- Forwarded message -----

From: **Wendy Thayer** <wendy@pritzkerlaw.com>
Date: Mon, Apr 15, 2019 at 2:03 PM
Subject: Bair Hugger PFS Issues
To: Travis R. Walker (traviswalker@traviswalkerlaw.com) <traviswalker@traviswalkerlaw.com>, Travis Walker <traviswalker@gmail.com>, Valerie Marshall <valerie@traviswalkerlaw.com>, Valerie Marshall <valerietrwlaw@gmail.com>, rebeckastrum@traviswalkerlaw.com <rebeckastrum@traviswalkerlaw.com>, rebeckastrumtrwlaw@gmail.com <rebeckastrumtrwlaw@gmail.com>

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[Quoted text hidden]

2 attachments

Copy of 1 Bair Hugger MDL 2666 -- Overdue Plaintiff Fact Sheets (4.9.19).xlsx
12K



Copy of 3 Bair Hugger MDL 2666 -- Persistent Deficiencies (4.9.19).xlsx
14K



Valerie Marshall <valerietrlaw@gmail.com>

Bair Hugger PFS Issues

3 messages

Wendy Thayer <wendy@pritzkerlaw.com>

Wed, May 8, 2019 at 4:01 PM

To: "Travis R. Walker (traviswalker@traviswalkerlaw.com)" <traviswalker@traviswalkerlaw.com>, Travis Walker <traviswalker@gmail.com>, Valerie Marshall <valerie@traviswalkerlaw.com>, Valerie Marshall <valerietrlaw@gmail.com>, "rebeckastrum@traviswalkerlaw.com" <rebeckastrum@traviswalkerlaw.com>, "rebeckastrumtrlaw@gmail.com" <rebeckastrumtrlaw@gmail.com>

Counsel,

Your firm is listed on the attached spreadsheets for no response to PFS deficiency, and persistent deficiencies. It is imperative that you cure the issues via the portal as soon as possible. Once you have served/cured the PFS via the portal, please send an email to defense counsel, Ben Hulse at bhulse@blackwellburke.com and Ted Hartman at thartman@blackwellburke.com, informing them that you have cured the issues and copy us on the email. If you believe any cases listed should not be included on the spreadsheet please email Mr. Hulse as soon as possible.

Please note that if your case is highlighted in yellow this means it was previously listed on the spreadsheet. If your case is highlighted in pink this means your case is listed on Defendants' Pending Motion to Dismiss.

**Pritzker Hageman, P.A.**
ATTORNEYS*Wendy Thayer*

Paralegal

Pritzker Hageman, P.A.

PWC Plaza Building

Suite 2950

45 South Seventh Street

Minneapolis, MN 55402-1652

Direct: (612) 367-8339

Office: (612) 338-0202

Fax: (612) 338-0104

Toll-Free: (888) 377-8900

Email: wendy@pritzkerlaw.com

2 attachments

 **2 Bair Hugger MDL 2666 -- Def Notices Sent with No Response (5.7.19).xlsx**
14K

 **3 Bair Hugger MDL 2666 -- Persistent Deficiencies (5.7.19).xlsx**
13K

Valerie Marshall <valerie@traviswalkerlaw.com>
To: scott@traviswalkerlaw.com, scotttrwlaw@gmail.com

Tue, May 28, 2019 at 2:41 PM

Here are the copies of Deficiency notices so that you can see the actual colors.

[Quoted text hidden]

--

Valerie Marshall
Paralegal



1235 SE Indian Street Ste. 101
Stuart, FL 34997
P: 772-708-0952
F: 772-673-3738

valerie@traviswalkerlaw.com
www.traviswalkerlaw.com

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2 attachments

 **2 Bair Hugger MDL 2666 -- Def Notices Sent with No Response (5.7.19).xlsx**
14K

 **3 Bair Hugger MDL 2666 -- Persistent Deficiencies (5.7.19).xlsx**
13K

scott@traviswalkerlaw.com <scott@traviswalkerlaw.com>
To: Valerie Marshall <valerie@traviswalkerlaw.com>

Tue, May 28, 2019 at 2:58 PM

Thanks,

But do you have the email where the April 9 deficiencies were sent to us.

Scott Harlowe

Associate Attorney

1235 SE Indian Street Ste. 101

Stuart, FL 34997

P: 772-708-0952

F: 772-673-3738

scott@traviswalkerlaw.com

www.traviswalkerlaw.com

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[Quoted text hidden]

K. If you claim any loss from medical expenses, copies of all bills from any physician, hospital, pharmacy, or other healthcare provider.

L. Decedent's death certificate (if applicable).

VERIFICATION

Pursuant to 28 U.S.C. § 1746, I declare under the penalty of perjury that all of the information provided in this Fact Sheet is true and correct to the best of my knowledge.

LEONARD S. VILLAFRANCO
Print Name
[Signature]
Signature
1/10/19
Date

Print Name
(Loss of Consortium Plaintiff)

Signature

Date



UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

IN RE: BAIR HUGGER FORCED AIR
WARMING DEVICES PRODUCTS
LIABILITY LITIGATION

MDL No.0:15-MD-02666-JNE-DTS

Villafranco, Leonard,
Plaintiff,

v.

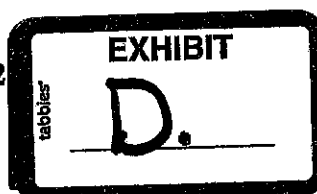
3M Company, a Delaware Corporation, and
Arizant Healthcare, Inc.
Defendant.

THIS DOCUMENT RELATES TO:
VILLAFRANCO, LEONARD
0:18-CV-00852-JNE-DTS

AFFIDAVIT OF VALERIE MARSHALL

I, Valerie Marshall, declare under penalty or perjury that the following are true and accurate statements according to my recollection of events:

1. I am of the age of majority and of sound state of mind.
2. I have not been coerced into executing this affidavit and am doing so freely, voluntary and in the absence of any duress.
3. I am currently employed as a paralegal for the Law Offices of Travis R. Walker, P.A., where I have been continuously employed from April 27, 2018 through the date of execution of this affidavit.
4. I am the paralegal assigned to the above style matter, and I have a solid working knowledge of all pertinent history, communications and filings in this matter.



5. Pursuant to Pretrial Order Number 14 ("PTO 14") of the above styled manner, I submitted an initial Plaintiff Fact Sheet (the "Initial PFS") to Defendant's lead counsel.
6. Plaintiff signed the Initial PFS with a date of July 10, 2018.
7. On January 8, 2019, our firm received an email from Defense Counsel notifying us the Initial PFS contained "Core Deficiencies" as defined in PTO 14.
8. Upon receiving the notice of Core Deficiencies, our firm drafted an Amended Plaintiff Fact Sheet ("Amended PFS"), and submitted same to plaintiff for execution.
9. Prior to submitting the Amended PFS, Plaintiff reviewed same, confirmed its accuracy, and signed the Amended Plaintiff Fact Sheet with a signature date of January 10, 2019 and submitting the executed Amended PFS to our office.
10. On January 15, 2019, our office submitted the Amended PFS through the Bair Hugger portal for filing and notification of filing to defense counsel.
11. After submission of the Amended PFS, I was advised by Ted Hartman, Defendant's Counsel, that if the Core Deficiencies found in the Initial PFS were cured via the Amended PFS, the instant matter would not be subject to dismissal.
12. When I submitted the Amended PFS, I inadvertently attached the signature page of the Initial PFS (dated July 10, 2018), when the signature page of the Amended PFS (dated January 10, 2019) should have been attached.
13. At no time between submission of the Amended PFS and entry of the Order of Dismissal, dated April 18, 2019, was I notified the incorrect signature page had been attached to the Amended PFS.

14. I have reviewed the Plaintiff's signature page dated January 10, 2019, which is attached to this motion, and it is a true and accurate copy of the signature page attached to the executed Amended PFS I received from the Plaintiff
15. Prior to entry of the Order of Dismissal, we received two documents from Defense Counsel listing cases for which we are attorney of record and contain core deficiencies. ("April 9 Deficiencies Lists")
16. Prior to entry of the Order of Dismissal, the April 9 Deficiencies Lists were dated and received on April 15, 2019.
17. I have reviewed the April 9 Deficiencies Lists, which are attached as an exhibit to this motion, and each are true and accurate copy of the Deficiencies Lists I received from counsel for Defendant.
18. The Instant Matter was omitted from the April 9 Deficiencies Lists.
19. Since the instant matter was not on the April 9 Deficiencies Lists, I had a good-faith belief the instant matter no longer contained any deficiencies.
20. Any matter which is listed on a Defendant's pending and filed motion to dismiss is highlighted in pink on a Deficiency List, as evidenced by the emails from Wendy Thayer, paralegal for Defense Counsel, which are attached as an exhibit to the motion for relief.
21. Relying upon the instant matter's omission from the April 9 Deficiencies List, I had a good faith belief this matter was not subject to dismissal.
22. Relying upon the instant matter's omission from the April 9 Deficiencies List and my January 2019 communication with Mr. Hartman, I advised Mr. Travis Walker, my supervising attorney, the instant matter was no longer deemed deficient.

23. After entry of the Order of Dismissal, Mr. Hartman advised the sole reason for seeking dismissal of the instant matter was the attachment of the erroneous signature page on the Amended PFS.

24. To the best of my knowledge, all defects found on the Initial PFS were cured through the Amended PFS.

25. To the best of my knowledge, the only reason for the instant matter to be dismissed was the accidental substitution of plaintiff's signature on the Amended PFS.

I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct. Executed on _____ day of May 2019.

Dated: 5/29/19 _____
Valerie Marshal

STATE OF FLORIDA

COUNTY OF MARTIN

) SS:
)

Sworn to under penalty of perjury TO me on 29 day of May, by Valerie Marshall.

Kaitlyn J. Watts
NOTARY PUBLIC or DEPUTY CLERK
Kaitlyn J. Watts



[Print, type, or stamp commissioned name of notary or clerk.]

☒ Personally known

☐ Produced identification

Type of identification produced _____

_____ Produced identification Type of identification produced _____